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DATE FILED: **4/15/10**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

BARBARA E. BERNARD, COURMANT  
AND WAPNER ASSOCIATES AND  
ROBERT SUTHERLAND, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

-against-

UBS WARBURG LLC AND ANTON  
WAHLMAN,

Defendants.

Civil Action No. 03-CV-4282(RMB)

**MEMO ENDORSED**  
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**MOTION FOR ENTRY OF ORDER  
FOR FINAL DISTRIBUTION OF SETTLEMENT PROCEEDS**

WHEREAS, the settlement of this securities fraud class action for \$5,000,000 was approved by order dated August , 2005, copy annexed hereto at Exhibit A;

WHEREAS, after distribution of all the settlement proceeds to claimants, administrators, and attorneys consistent with court ordered entered August 15, 2006, copy annexed hereto as Exhibit B; and

WHEREAS, after a good faith effort to locate all eligible claimants by the claims administrator, Gilardi Co. LLC, \$7,893.12 remains undistributed, see copy of Fund Analysis annexed hereto as Exhibit C;

Plaintiffs' counsel hereby moves for entry of an order submitted herewith, allocating the remaining funds on an equal basis to The Federal Judicial Center, [www.fjc.gov](http://www.fjc.gov). and the Institute for Law and Economic Policy, [www.ilep.info](http://www.ilep.info).

Dated: New York, New York  
April 7, 2010

Respectfully Submitted,

POMERANTZ HAUDEK  
GROSSMAN & GROSS, LLL

By: 

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Counsel for Defendants may  
respond on or before  
Monday, April 26, 2010.

SO ORDERED:

Date: 4/14/10

  
Richard M. Berman, U.S.D.J.